IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FIRST DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 12625 of 2004

Between:

K.Narayana S/o K.Ratnaiah
Ramalingeswara nagar, Venkataramana Colony, Kurnool
Kurnool District

..... PETITIONER

AND

The Brach Manager, Bank of India
Kurnool Branch, Bellari Road, Kurnool , Kurnool district

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction preferably to the nature of Writ of Mandamus declaring the action of the respondent bank in issuing the notice No.KNL/BRP/ADV/04-05, dt. 16/07/2004 by not extending the one time settlement scheme for the petitioner's loan amount pursuant to the petitioner's representation dt. 26/06/2004 along with 3rd party security while extending such one time settlement facility to other loanees, even though the respondent's bank is well aware that petitioner suffered heavy losses for non receipt of the amounts from the farmers for the fertilizers and pesticides supplied to them, as illegal, arbitrary, gross discrimination, violative article 14,19 and 21 of constitution of India and consequently direct the respondent bank to extend the one time settlement scheme to the petitioner and pass such order or orders this Hon'ble Court may deem fit and proper in the interest of justice,

Counsel for the Petitioner:MR.K.RATHANGA PANI REDDY

Counsel for the Respondent No.: MR.S.SURYAPRAKASH RAO

The Court at the admission stage made the following Order :

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 12625 of 2004

ORDER:

It is represented by the learned Counsel that the scheme notified for one time settlement was expired in March 2000.

In view of the same, since the petitioner has not applied for one time settlement within the stipulated time, the petitioner cannot compel the bank to have one time settlement scheme. More so in the absence of any public interest involved in the writ petition, the same cannot be entertained.

The petitioner if aggrieved can always approach the appropriate forum for redressal of his grievance.

The writ petition is accordingly dismissed, at the stage of admission.

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21-07-2004

kdl

To

1. The Brach Manager, Bank of India
   Kurnool Branch, Bellari Road, Kurnool , Kurnool district

2. Two C.D. Copies